

BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY
WASHINGTON BOROUGH COUNCIL MINUTES – June 20, 2006

The Regular Meeting of the Borough Council of Washington, Warren County, New Jersey was held in the Council Chambers of Borough Hall at 8:00 P.M.

Roll Call: Woykowski, Oakley, Glaser, Turner and Van Deursen (9:10 p.m.)
5 – Present. Housel and Buoye – Absent.

Also Present: Richard J. Sheola, Borough Manager (8:30 p.m.)
Richard P. Cushing, Esq., Borough Attorney
Robert Miller, C.M.E., Borough Engineer
Linda L. Hendershot, RMC/CMC, Borough Clerk
Kristine D. Blanchard, RMC, Acting Deputy Clerk

The flag salute was led by Deputy Mayor Turner.

Deputy Mayor Turner read the following Statement into the Record:

“The requirements of the ‘Open Public Meetings Law of 1975, Chapter 231 have been satisfied in that adequate notice of this meeting has been published in the Star Gazette and posted on the Bulletin Board of Borough Hall stating the time, place and purpose of the meeting as required by law.

COUNCIL APPEARANCE:

Municipal Alliance – Dorothy Repsher

Municipal Alliance Chair Dorothy Repsher presented an update to the Borough Council on the Municipal Alliance activities for the years 2005 and 2006. Additionally, she informed council that her term as Municipal Alliance Chairperson would expire at the end of this year.

Dorothy Repsher explained that the Warren Hills Middle School Summer Recreation program has seen a large increase over the years and will continue to expand. The program started with one hundred and ten students attending and now has reached three hundred and seventy six students. The daily average attendance is one hundred and seventy six students. The recreation program encompasses four municipalities and runs for four weeks in the summer. Children also will earn a trip to Dorney Park by attending four sessions.

Dorothy Repsher also discussed the creation of the new “Parents as Partners” program at the Warren Hills Regional School. The number of parents participating in the program is approximately thirty to sixty parents every month.

The Alliance also received a 2006 grant in the amount of five hundred dollars for a program entitled “Start Talking Before They Start Drinking.” Dorothy Repsher thanked Officer Magyar for taking the time to be the guest speaker at their program. It was a huge success.

Dorothy Repsher discussed with council a recent article in The Express – Times concerning underage drinking on private property. She felt that this was something that council should consider. She explained that five municipalities in Warren County have passed this type of Ordinance.

Councilwoman Glaser explained that council did consider this type of Ordinance last year; however there are concerns' regarding regulating what goes on in the privacy of citizen's own homes.

Councilwoman Glaser commended the Municipal Alliance for their dedication and hard work. Given the amount of money the Alliance has to work with they do an amazing job of creating a fabulous program. Councilwoman Glaser also personally thanked the Municipal Alliance for all that they do for the Borough's children.

Dorothy Repsher also thanked her entire team for their hard work and volunteerism that makes these programs possible.

Councilwoman Woykowski agreed with Councilwoman Glaser and commended the Municipal Alliance.

Deputy Mayor Turner, on behalf of the governing body, thanked Dorothy Repsher for her excellent report.

At this time Councilwoman Glaser offered a motion to appoint Dorothy Repsher as Municipal Alliance Chair for a five year term, the motion was seconded by Councilwoman Oakley and adopted.

Roll Call: Turner, Glaser, and Oakley.
Woykowski – Abstain

Ayes: 3, Nays: 0, Abstain: 1
Motion Carried

At this time, Councilwoman Glaser requested that Deputy Mayor Turner deviate from the order of business to consider Resolution 143-06 - To Authorize the Municipal Alliance Grant Application. Deputy Mayor Turner and Council concurred.

The following Resolution was moved on a motion made by Glaser, seconded by Oakley and adopted.

RESOLUTION # 143-2006

***A RESOLUTION AUTHORIZING THE
SUBMISSION OF A MUNICIPAL ALLIANCE
GRANT APPLICATION TO THE COUNTY OF
WARREN***

WHEREAS, the Warren County Department of Human Services provides Municipal Alliance grants for drug prevention and education purposes; and

WHEREAS, the Borough of Washington desires to further the public interest by obtaining funding from the County of Warren for the Borough's Municipal Alliance for calendar year 2007;

NOW, THEREFORE, the Mayor and Council of the Borough of Washington in the County of Warren and State of New Jersey resolves that Dorothy E. Repsher or the successor to the office of Municipal Alliance Chairperson is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the County shall determine if the application is complete and in conformance with the scope and intent of the Governor's Council on Alcoholism and Drug Abuse Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the County's funds in accordance with such rules, regulations and applicable statutes, and is willing to comply with the Statement of Assurances and adhere to all fiscal requirements;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Mayor and Council of the Borough of Washington in the County of Warren and State of New Jersey:

1. That the Municipal Alliance Committee Chairperson, Mayor, Deputy Mayor and one other council member of the above named body or board is hereby authorized to make application for and, in the event of grant award, to execute an agreement and any amendment thereto with the County of Warren for 2007 Municipal Alliance Grant funding;
2. That the applicant will provide a cash matching share in the amount of \$6,320.00 in its 2007 Municipal Budget;
3. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its execution of the grant; and
4. That this resolution shall take effect immediately.

Roll Call: Turner, Glaser, and Oakley.
Woykowski – Abstain.

Ayes: 3, Nays: 0, Abstain: 1
Motion Carried.

MINUTES:

Regular Meeting – June 6, 2006

Deputy Mayor Turner entertained additions or corrections to the minutes of the regular meeting of June 6, 2006.

The following corrections were noted: Page 9: Councilwoman Buoye should be changed to Councilman. Also on page 9: Councilman Oakley should be changed to Councilwoman. Page 14: half day seminar should be changed to advisory service. Same page, next line should state: each shared service requires a separate grant application.

Councilwoman Woykowski inquired as to who the members of the Shared Services Committee are. After a brief discussion, council agreed that Councilwoman Woykowski should be a member of this committee.

Hearing no additional corrections, it was moved by Glaser, seconded by Oakley that the minutes of June 6, 2006 be approved with corrections.

Ayes: 4, Nays: 0.

Motion Carried

COMMUNICATIONS:

The following communications were entered into the Record:

1. Jersey Central Power and Light Re: Proposed Non-Utility Generation Charge Rate Increase
2. Comcast of Northwest New Jersey Re: Addition of ESPN2 - HD
3. NJLM Re: COPE (H.R. 5252) Local Franchise Rights Threatened
4. Robert G. Mayer, 353 North Prospect Street Re: Survey of Speeding Problem – North Prospect Street
5. NJLM Re: Clarification of NJDOT's Proposal to Dispose of Deer Carcasses
6. NJLM Re: Property Taxes
7. William McKelvey, Friends of the New Jersey Transportation Heritage Center Re: Former Sign Pole at Rt. 57 and Boulevard
8. Comcast of Northwest New Jersey Re: Digital Channel Additions
9. NJLM Re: Mayors Wellness Campaign Toolbox Information
10. NJLM Re: Surface Transportation Board Agrees to Examine Its Alleged Exclusive Jurisdiction Over Solid Waste Facilities in Rail Yards

Deputy Mayor Turner requested a discussion on item number four on the communications list, as Robert Mayer is in the audience.

Mr. Mayer, of 353 North Prospect Street, requested an update on the survey done on the speeding problem on North Prospect Street. Borough Engineer, Bob Miller explained that a report will be presented at the July 18, 2006 meeting.

Mr. Mayer also questioned when the audio system for the council chambers will be fixed and requested a status on the senior lifeline and the borough sewer charges.

Councilwoman Woykowski explained that the committee is aware of the sewer charge issue and is comparing the customer list from the water company to the borough's customer list. When the comparison is complete, the committee will schedule a meeting with the Borough's Financial Advisor, Stephanie Lewis.

Councilwoman Glaser gave Mr. Mayer an update on senior services, and explained that a database now exists with important information regarding the seniors living in the borough. We are also looking for additional ways to fund a 311 system.

Hearing no additional comments it was moved by Glaser, seconded by Oakley that the communications numbered #1 thru #10 be acknowledged, received and filed.

Ayes: 4, Nays: 0.
Motion carried.

AUDIENCE:

Deputy Mayor Turner entertained remarks from the audience on items that do not appear on the meeting agenda.

Hearing no remarks from the audience, it was moved by Glaser, seconded by Oakley that the audience portion of the meeting be closed.

Ayes: 4, Nays: 0.
Motion carried.

ORDINANCES:

Ordinance #14-2006 – AN ORDINANCE TO AMEND CHAPTER 85 OF THE CODE OF THE BOROUGH OF WASHINGTON TO CREATE OFF-STREET HANDICAPPED PARKING SPACES. (First Reading)

Deputy Mayor Turner entertained a motion to introduce **Ordinance #14-2006**.

An Ordinance to Amend Chapter 85 of the Code of the Borough of Washington to Create Off-Street Handicapped Parking was introduced by Councilwoman Oakley.

It was further moved by Oakley, seconded by Glaser that the Clerk read Ordinance #14-2006 by title only.

Roll Call: Woykowski, Turner, Oakley, and Glaser.

Ayes: 4, Nays: 0.
Motion carried.

The Clerk read Ordinance #14-2006 entitled, “AN ORDINANCE TO AMEND CHAPTER 85 OF THE CODE OF THE BOROUGH OF WASHINGTON TO CREATE OFF-STREET HANDICAPPED PARKING SPACES.

Council Discussion:

Manager Sheola explained the need to create additional handicapped parking spaces in the municipal parking lot. Borough Engineer, Robert Miller stated that this will be well over the requirements.

It was moved by Glaser, seconded by Oakley that Ordinance #14-2006 be approved on first reading.

Roll Call: Woykowski, Oakley, Turner, and Glaser.

Ayes: 4, Nays: 0.
Motion Carried.

It was further moved by Glaser, seconded by Oakley that Ordinance #14-2006 be published in the Star Gazette on June 29, 2006 as required by law and that the public hearing be scheduled for July 18, 2006.

Roll Call: Woykowski, Oakley, Turner, and Glaser.

Ayes: 4, Nays: 0
Motion Carried.

Ordinance #15-2006 – AN ORDINANCE ESTABLISHING A CURFEW
(First Reading)

Deputy Mayor Turner entertained a motion to introduce **Ordinance #15-2006.**

An Ordinance Establishing a Curfew was introduced by Councilwoman Woykowski.

It was further moved by Councilwoman Woykowski, seconded by Glaser that the Clerk read Ordinance #15-2006 by title only.

Roll Call: Woykowski, Turner, Glaser, and Oakley.

Ayes: 4, Nays: 0
Motion Carried

The Clerk read Ordinance #15-2006 entitled, “An Ordinance Establishing a Curfew.”

Council Discussion:

Councilwoman Glaser expressed concerns with the adoption of this Ordinance. Officer Magyar is in attendance this evening and will discuss with Council their concerns with this Ordinance.

Officer Magyar gave a brief background on the reasons for considering the curfew in the Borough. There has been an increase in juvenile complaints and truancy in the borough. In 2004, the police department responded to One hundred twenty three juvenile complaints and as of June 1, 2006, the police department has had One hundred fifty five juvenile complaints with double of the amount of arrests. Several businesses in town complain of multiple offenses of loitering at night.

Councilwoman Glaser expressed concern about school sponsored events that end at 11:00 p.m. or even later. She also stated that she would be more willing to support a curfew of 12:00 a.m. to 6:00 a.m.

Officer Magyar stated that the police department is aware of all of the school activities: dances, football games, etc and would use discretion when enforcing the curfew.

Councilwoman Glaser stated that she had serious concerns over how officers would use that discretion and was also concerned about selective enforcement.

Officer Magyar explained that the officers would be keeping a logbook of the curfew offenders and would know who the repeat offenders are. He asked council to keep in mind that that this Ordinance is for people under the age of 18 years old and that there are many exceptions to the Ordinance such as: medical emergency and work hours.

Councilwoman Woykowski stated that “hanging out” is loitering and the Borough does have a loitering ordinance.

Attorney Cushing explained that the Loitering Ordinance is not enforceable and should probably be rescinded within the Curfew Ordinance.

Councilwoman Oakley suggested that if council passes this Ordinance they should definitely re-visit the topic in six months to one year to see if there has been a drop in the juvenile complaint calls and arrests.

Councilwoman Glaser stated that she believes the curfew should be 12:00 a.m. – to 6:00 a.m. and would like to see the ordinance changed to those hours; possibly revising the Ordinance to read 12:00 a.m. to 6:00 a.m. Friday and Saturday and 11:00 p.m. to 6:00 a.m. Sunday through Thursday.

Manager Sheola suggested a uniform time and that parents may even find some comfort knowing that this type of Ordinance exists.

At this time, Mayor Van Deursen had arrived at the meeting and informed Deputy Mayor Turner that he may poll council to see what their preferred time is.

Council Poll:

Woykowski –	11:00 p.m.
Van Deursen –	Prefer 10:00 p.m. but will compromise to 11:00 p.m. to suit council; however definitely prefer 10:00 p.m.
Glaser –	Prefer 12:00 a.m. but will settle for 11:00 p.m.
Turner -	Prefer 10:00 p.m. but will settle for 11:00 p.m.
Oakley -	11:00 p.m.

Deputy Mayor Turner entertained a motion to approve Ordinance 15-2006 – An Ordinance Establishing a Curfew with the change of time to 11:00 p.m. - 6:00 a.m. and rescinding the Loitering Ordinance.

It was moved by Woykowski, and seconded by Glaser that Ordinance #15-2006 be approved on first reading with corrections.

Roll Call: Woykowski, Van Deursen, Turner, Glaser, and Oakley.

Ayes: 5, Nays: 0
Motion Carried.

It was further moved by Glaser, seconded by Oakley that Ordinance #15-2006 be published in the Star Gazette on June 29, 2006 as required by law and that the public hearing be scheduled for July 18, 2006.

Roll Call: Woykowski, Van Deursen, Turner, Glaser, and Oakley.

Ayes: 5, Nays: 0
Motion Carried.

At this time Deputy Mayor Turner turned the meeting over to Mayor Van Deursen.

A motion was offered by Glaser, seconded by Oakley to recess for five minutes.

Roll Call: Woykowski, Van Deursen, Turner, Glaser, and Oakley.

Ayes: 5 Nays: 0
Motion Carried.

Mayor Van Deursen called the meeting back to order at 9:30 p.m. with everyone present.

EXECUTIVE SESSION:

It was moved by Turner, seconded by Glaser that Council go into Executive Session to discuss matters of litigation.

Roll Call: Oakley, Glaser, Turner, Van Deursen, and Woykowski.

Ayes: 5, Nays: 0.
Motion Carried.

It was moved by Glaser, seconded by Oakley that Council go out of Executive Session and back into open session at 10:20 PM.

Ayes: 5, Nays: 0.
Motion Carried.

REPORTS:

Council Discussion:

Councilwoman Woykowski questioned item number two on the engineer's report and asked for clarification on when council approved the specifications for the borough garage. Mayor Van Deursen explained that the specifications were discussed and there was a general consensus of approval with council.

Councilwoman Woykowski asked Borough Engineer Robert Miller why the plans for the downtown parking lot design need to be reviewed by the developer. Mr. Miller explained that the plans were modified to accommodate other properties that were being considered and also for the grading of the lot.

Councilwoman Woykowski suggested that council goals numbered 4, 9, and 23 be combined with the manager's goals. Manager Sheola stated that he would be assisting council with those goals throughout the year and would combine those goals with his own.

Councilman Turner asked Mr. Miller if there were two park drainage projects. Mr. Miller stated that there are two projects; one of them was 100% complete and the other needed to be coordinated with the pool.

Mayor Van Deursen commented that the contractors are working in Washington Meadows and are currently working on the storm drains. The Mayor questioned Mr. Miller about the status of the soccer field and the berms between Alvin Sloan and Lambert Street. Mr. Miller informed the Mayor that the plans were approved to remove the berms, however he has not heard back as to when they are beginning the work. Mayor Van Deursen asked Mr. Miller to follow up on the issue because the residents have been waiting about a year for work to begin. Mr. Miller indicated that he was waiting for the proposals for the soccer field and he believed work would begin in about three to four weeks.

Councilwoman Glaser commented that contractors should be required to give 72 hours notice when starting paving and concrete work. Attorney Cushing stated that they would make sure that a 72 hours notice requirement is in future bid specifications.

Borough Engineer advised council that the Downtown Streetscape Bids were received on June 15, 2006. There was only one bidder at \$2.2 million – somewhat higher than the estimate of \$1.5 million. The Borough Manager, Borough Engineer, and Jim Sheldon met to review the bid format and have a suggestion for re-bid. The bid will be

structured so that a contractor may bid on one, some, or all parts of the bid; for example landscaping, electrical, pipes, curbs/sidewalks, and accessories.

Borough Manager Sheola stated that if this met with council's approval, we would reject the bid tonight and re-advertise on June 29th, 2006 with the bid opening on July 26th, 2006.

As this does meet with council's approval the following Resolution was moved on a motion made by Turner, seconded by Glaser and adopted.

Resolution 145-2006 – Rejecting Bid for the Downtown Streetscape Project

RESOLUTION # 145-2006

**A RESOLUTION REJECTING BID FOR THE
DOWNTOWN STREETScape PROJECT**

WHEREAS, the Borough of Washington advertised in the Star-Gazette for qualified bidders for the above project; and

WHEREAS, the Borough received one (1) bid from a qualified contractor at the Bid Opening on June 15, 2006; and

WHEREAS, the bid received was:

Berto Const	\$2,252,692
Rahway, NJ	

WHEREAS, the low bid of \$2,252,692.00 was higher than the Borough Engineer's estimate for a contractor to perform the work; and

WHEREAS, the Mayor and Council of the Borough of Washington wish to reject the bid for this work as the prices bid are substantially higher than the Borough Engineer's estimate for the work; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey, to reject the bids for the Downtown Streetscape Project as received and authorize the Borough Manager and Engineer to re-bid the project as expeditiously as possible; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to Robert Miller, CME, and Borough Engineer.

Roll Call: Woykowski, Turner, Oakley, Van Deursen, and Glaser.

Ayes: 5 Nays: 0
Motion Carried.

Borough Engineer also brought to the council's attention the solar power issue at the Borough Garage. The project will cost approximately \$500,000.00. The borough will be entitled to \$250,000.00 in rebates bringing the total cost of the project \$250,000.00.

A discussion was held on retro fitting the borough garage with solar power. Councilman Woykowski voiced her concerns over getting the borough's budget back on track for the coming years.

Manager Sheola suggested going out for bid as the job was originally described, with the solar components, so that the retro fit process would be minimal; with the understanding that the solar portion of the job would be done next year. In addition, include an option for a furnace that uses waste oil.

Councilman Turner made a motion to go out to bid as the job was originally described, with an option for a furnace that uses waste oil, seconded by Glaser and approved.

Roll Call: Woykowski, Turner, Oakley, Van Deursen, and Glaser.

Ayes: 5. Nays: 0
Motion Carried

Mayor Van Deursen entertained a motion that the reports be accepted as presented and filed.

It was moved by Glaser, seconded by Oakley that the Recreation, Highway Department, Police Report, Borough Engineer's, Municipal Court's, Veolia Water, and the Borough Manager's reports be accepted as presented and filed.

Roll Call: Woykowski, Turner, Oakley, Van Deursen, and Glaser.

Ayes: 5. Nays: 0.
Motion Carried.

VOUCHERS:

Mayor Van Deursen entertained additions or questions of the vouchers and claims for payment.

Council Discussion:

Councilman Turner questioned the snow removal bill from the library. Manager Sheola explained that the borough had just received the bill and would explain to our vendors that we need to receive bills in a timelier manner.

It was moved by Glaser, seconded by Oakley that that the vouchers and claims be approved for payment in the amount of \$892,325.39 as reflected in the debit/credit memorandum on file in the Collector/Treasurer's office.

Roll Call: Woykowski, Turner, Oakley, Van Deursen, and Glaser.

Ayes: 5, Nays: 0.

Motion carried.

OLD BUSINESS

Managers Goals and Council Goals have already been discussed.

NEW BUSINESS

Resolution #135-2006 – A Resolution to Refund an Overpayment of the Borough's Sewer Service Charge – Block 44, Lot 29.

The following Resolution was moved on a motion made by Glaser, seconded by Turner and adopted.

RESOLUTION #135-2006

RESOLUTION AUTHORIZING THE REFUND OF AN OVERPAYMENT OF THE BOROUGH'S SEWER SERVICE CHARGE.

WHEREAS, according to the Treasurer's records, there is an overpayment showing on the following property; and

BLOCK/LOT	OWNER/ADDRESS	AMOUNT TO BE REFUNDED
44/29	Smith, Mary 100 Myrtle Avenue	\$ 45.00

The former owner made an overpayment during the closing procedures on the above property location. A refund of \$45.00 should be mailed to the Executor of the Estate of Mary Smith.

Marcia Rumpf
101 Cregar Road
High Bridge, NJ 08829-1002

WHEREAS, the Borough Treasurer's office has received a written request that the above amount be refunded.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the

Borough of Washington, in the County of Warren, State of New Jersey that the Borough Treasurer is authorized to refund the above overpayment amount.

Roll Call: Woykowski, Turner, Glaser, Oakley, and Van Deursen.

Ayes: 5, Nays: 0

Motion Carried.

Resolutions #136-2006 through 142-2006 – Renewal of Retail Consumption & Retail Distribution Licenses.

The following Resolutions were moved on a motion made by Glaser, seconded by Oakley and adopted.

RESOLUTION #136-2006

RETAIL CONSUMPTION LICENSE

WHEREAS, an application has been made in apparent conformity with the requirements and conditions relative to the issuance of a **Plenary Retail Consumption License** and in accord with an Act of Legislature concerning Alcoholic Beverages and the Amendments and Supplements thereto; and

WHEREAS, the following applicant has paid a fee of **\$720.00**.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Washington, County of Warren, and State of New Jersey that a **Plenary Retail Consumption License** be issued by the Borough Clerk and granted to:

VMI of Washington, Inc.
t/a Enzo's Restaurant & Pizzeria
328 W. Washington Ave.
Washington, NJ 07882

From July 1, 2006 – June 30, 2007, provided proof of compliance with Public Law 1970, Chapter 77, has been submitted by the Division of Alcoholic Beverage Control.

BE IT FURTHER RESOLVED, that the following conditions be imposed on the licensee:

- A. Licensee will report all incidences of fighting and brawling in the licensed premises immediately to the Borough of Washington Police Department for assistance.
- B. Licensee agrees to keep the doors to the premises closed at all times (regardless of the weather) so as to control patrons on premises and to

discourage patrons from disturbing or accosting persons on the adjoining streets and sidewalks. The licensee shall have had an automatic door closing device installed on the main entrance door to the establishment and the same shall be kept operational at all times

RESOLUTION #137-2006

RETAIL CONSUMPTION LICENSE

WHEREAS, an application has been made in apparent conformity with the requirements and conditions relative to the issuance of a **Plenary Retail Consumption License** and in accord with an Act of Legislature concerning Alcoholic Beverages and the Amendments and Supplements thereto; and

WHEREAS, the following applicant has paid a fee of **\$720.00**.

NOW, THE REFORE, BE IT RESOLVED, by the Borough Council of Washington, County of Warren, and State of New Jersey that a **Plenary Retail Consumption License** be issued by the Borough Clerk and granted to:

LINSCO, INC.;
t/a Scotty's Stadium Club
15 Belvidere Ave.
Washington NJ 07882

From July 1, 2006 – June 30, 2007, provided proof of compliance with Public Law 1970, Chapter 77, has been submitted by the Division of Alcoholic Beverage Control.

BE IT FURTHER RESOLVED, that the following conditions be imposed on the licensee:

- A. Licensee will report all incidences of fighting and brawling in the licensed premises immediately to the Borough of Washington Police Department for assistance.
- B. Licensee agrees to keep the doors to the premises closed at all times (regardless of the weather) so as to control patrons on premises and to discourage patrons from disturbing or accosting persons on the adjoining streets and sidewalks. The licensee shall have had an automatic door closing device installed on the main entrance door to the establishment and the same shall be kept operational at all times

RESOLUTION #138-2006

RETAIL CONSUMPTION LICENSE

WHEREAS, an application has been made in apparent conformity with the requirements and conditions relative to the issuance of a **Plenary Retail Consumption License** and in accord with an Act of Legislature concerning Alcoholic Beverages and the Amendments and Supplements thereto; and

WHEREAS, the following applicant has paid a fee of **\$720.00**.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Washington, County of Warren, and State of New Jersey that a **Plenary Retail Consumption License** be issued by the Borough Clerk and granted to:

Washington Inn, Inc.
t/a Felix's Tavern
101 East Washington Ave.
Washington, NJ 07882

From July 1, 2006 – June 30, 2007, provided proof of compliance with Public Law 1970, Chapter 77, has been submitted by the Division of Alcoholic Beverage Control.

BE IT FURTHER RESOLVED, that the following conditions be imposed on the licensee:

- A. Licensee will report all incidences of fighting and brawling in the licensed premises immediately to the Borough of Washington Police Department for assistance.
- B. Licensee agrees to keep the doors to the premises closed at all times (regardless of the weather) so as to control patrons on premises and to discourage patrons from disturbing or accosting persons on the adjoining streets and sidewalks. The licensee shall have had an automatic door closing device installed on the main entrance door to the establishment and the same shall be kept operational at all times

RESOLUTION #139-2006

RETAIL CONSUMPTION LICENSE

WHEREAS, an application has been made in apparent conformity with the requirements and conditions relative to the issuance of a **Plenary Retail Consumption License** and in accord with an Act of Legislature concerning Alcoholic Beverages and the Amendments and Supplements thereto; and

WHEREAS, the following applicant has paid a fee of **\$720.00**.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Washington, County of Warren, and State of New Jersey that a **Plenary Retail Consumption License** be issued by the Borough Clerk and granted to:

GRAMA, Inc
t/a Mediterranean Bistro
301 W. Washington Ave
Washington, NJ 07882

From July 1, 2006 – June 30, 2007, provided proof of compliance with Public Law 1970, Chapter 77, has been submitted by the Division of Alcoholic Beverage Control.

BE IT FURTHER RESOLVED, that the following conditions be imposed on the licensee:

- A. Licensee will report all incidences of fighting and brawling in the licensed premises immediately to the Borough of Washington Police Department for assistance.
- B. Licensee agrees to keep the doors to the premises closed at all times (regardless of the weather) so as to control patrons on premises and to discourage patrons from disturbing or accosting persons on the adjoining streets and sidewalks. The licensee shall have had an automatic door closing device installed on the main entrance door to the establishment and the same shall be kept operational at all times

RESOLUTION #140-2006

RETAIL CONSUMPTION LICENSE

WHEREAS, an application has been made in apparent conformity with the requirements and conditions relative to the issuance of a **Plenary Retail Consumption License** and in accord with an Act of Legislature concerning Alcoholic Beverages and the Amendments and Supplements thereto; and

WHEREAS, the following applicant has paid a fee of **\$720.00**.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Washington, County of Warren, and State of New Jersey that a **Plenary Retail Consumption License** be issued by the Borough Clerk and granted to:

JO BO CORPORATION
t/a R Bar

33 W. Washington Ave
Washington, NJ 07882

From July 1, 2006 – June 30, 2007, provided proof of compliance with Public Law 1970, Chapter 77, has been submitted by the Division of Alcoholic Beverage Control.

BE IT FURTHER RESOLVED, that the following conditions be imposed on the licensee:

- A. Licensee will report all incidences of fighting and brawling in the licensed premises immediately to the Borough of Washington Police Department for assistance.
- B. Licensee agrees to keep the doors to the premises closed at all times (regardless of the weather) so as to control patrons on premises and to discourage patrons from disturbing or accosting persons on the adjoining streets and sidewalks. The licensee shall have had an automatic door closing device installed on the main entrance door to the establishment and the same shall be kept operational at all times

RESOLUTION #141-2006

RETAIL DISTRIBUTION LICENSE

WHEREAS, an application has been made in apparent conformity with the requirements and conditions relative to the issuance of a **Plenary Retail Distribution License** and in accord with an Act of Legislature concerning Alcoholic Beverages and the Amendments and Supplements thereto; and

WHEREAS, the following applicant has paid a fee of **\$720.00**.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Washington, County of Warren, and State of New Jersey that a **Plenary Retail Distribution License** be issued by the Borough Clerk and granted to:

Warren County Discount Liquor & Grocery, Inc.
260 W. Washington Ave
Washington, NJ 07882

From July 1, 2006 – June 30, 2007, provided proof of compliance with Public Law 1970, Chapter 77, has been submitted by the Division of Alcoholic Beverage Control.

BE IT FURTHER RESOLVED, that the following conditions be imposed on the licensee:

A. Licensee will report all incidences of fighting and brawling in the licensed premises immediately to the Borough of Washington Police Department for assistance.

B. Licensee agrees to keep the doors to the premises closed at all times (regardless of the weather) so as to control patrons on premises and to discourage patrons from disturbing or accosting persons on the adjoining streets and sidewalks. The licensee shall have had an automatic door closing device installed on the main entrance door to the establishment and the same shall be kept operational at all times.

RESOLUTION #142-2006

RETAIL DISTRIBUTION LICENSE

WHEREAS, an application has been made in apparent conformity with the requirements and conditions relative to the issuance of a **Plenary Retail Distribution License** and in accord with an Act of Legislature concerning Alcoholic Beverages and the Amendments and Supplements thereto; and

WHEREAS, the following applicant has paid a fee of **\$720.00**.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Washington, County of Warren, and State of New Jersey that a **Plenary Retail Distribution License** be issued by the Borough Clerk and granted to:

Washington Discount Liquors L.L.C. *Pocket License*
9 Sherman Boulevard
Washington, NJ 07882

From July 1, 2006 – June 30, 2007, provided proof of compliance with Public Law 1970, Chapter 77, has been submitted by the Division of Alcoholic Beverage Control.

BE IT FURTHER RESOLVED, that the following conditions be imposed on the licensee:

A. Licensee will report all incidences of fighting and brawling in the licensed premises immediately to the Borough of Washington Police Department for assistance.

B. Licensee agrees to keep the doors to the premises closed at all times (regardless of the weather) so as to control patrons on premises and to discourage patrons from disturbing or accosting persons on the adjoining streets and sidewalks. The licensee shall have had an automatic door closing device installed on the main entrance door to the establishment and the same shall be kept operational at all times.

Roll Call: Woykowski, Turner, Van Deursen, Glaser, and Oakley.

Ayes: 5, Nays: 0

Motion Carried.

Resolution #144-2006 To Appoint Kristine Blanchard as Registrar Effective July 1, 2006.

The following Resolution was moved on a motion made by Glaser, seconded by Oakley and adopted.

RESOLUTION #144-2006

**RESOLUTION OF THE BOROUGH OF WASHINGTON APPOINTING
BOROUGH REGISTRAR**

WHEREAS, the Governing Body of Washington Borough has been informed by Linda Hendershot of her intent to retire from service to the Borough of Washington at the end of June 2006; and

WHEREAS, it is necessary to appoint a Registrar of Vital Statistics and Kristine Blanchard has the necessary certification to hold such office; and

NOW THEREFORE BE IT RESOLVED, by the Governing Body of Washington Borough in the County of Warren, and the State of New Jersey that Kristine Blanchard is hereby appointed by the Governing Body of Washington Borough as Registrar of Vital Statistics of the Borough of Washington..

Roll Call: Woykowski, Turner, Van Deursen, Glaser, and Oakley.

Ayes: 5, Nays: 0

Motion Carried.

Resolution 146-2006 Appointing Acting Court Administrator

The following Resolution was moved on a motion made by Glaser, seconded by Oakley and adopted.

RESOLUTION #146-2006

**RESOLUTION OF THE BOROUGH OF WASHINGTON APPOINTING
ACTING DEPUTY COURT ADMINISTRATOR**

WHEREAS, the administration of the Municipal Court requires the appointment of a Deputy Court Administrator to perform the duties of the Court Administrator during her absence from this position; and

WHEREAS, Edward Palmer, Judge of the Municipal Court of Washington Borough has recommended that appointment of Jerilynn Harris, Court Administrator of Mansfield Court as Acting Deputy Court Administrator for this municipal court; and

NOW THEREFORE BE IT RESOLVED, by the Governing Body of Washington Borough in the County of Warren, and the State of New Jersey that Jerilynn Harris is hereby appointed by the Governing Body of Washington Borough as Acting Deputy Court Administrator at a salary set by contract for the Municipal Court of the Borough of Washington in the capacity of Court Administrator of this court during the absence of the Court Administrator or Deputy Court Administrator.

Roll Call: Woykowski, Turner, Van Deursen, Glaser, and Oakley.

Ayes: 5, Nays: 0

Motion Carried.

Resolution #147-06 Parking Restrictions – Boulevard

The following Resolution was moved on a motion made by Glaser, seconded by Oakley and adopted.

RESOLUTION # 147-2006

A RESOLUTION TO REQUEST THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TO REVISE THE PARKING REGULATIONS ON THE BOULEVARD, WASHINGTON BOROUGH, COUNTY OF WARREN

WHEREAS, the Mayor and Common Council of the Borough of Washington have by Ordinance #18-2005, requested of the New Jersey Department of Transportation, (NJDOT) a change in the parking regulations on the Boulevard within the Borough of Washington and;

WHEREAS, the NJDOT has requested the changes be made in the form of a Resolution and;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Washington, Warren County, New Jersey, as follows:

<i>Name of Street</i>	<i>Side</i>	<i>Hours</i>	<i>Days</i>	<i>Location</i>
Boulevard	South	All.	Mon. thru Sunday	Easterly curb of Rt 31 extending 100' east
Boulevard	South	All	Monday thru Sunday	376' east of the easterly curbline of Rt 31 and extending to northerly curbline of Rt 57.

And also:

<i>Name of Street</i>	<i>Side</i>	<i>Hours</i>	<i>Days</i>	<i>Location</i>
Boulevard	South	10:00PM to 8:00 A.M.	Sunday thru Saturday	100' east of the easterly curbline of Rt 31 and extending 376' east

Roll Call: Glaser, Oakley, Woykowski, Van Deursen, and Turner.

Ayes: 5, Nays:0
Motion Carried

Email: borowash@comcast.net

Federal Tax ID: 22-600-2375

Program:	<input type="checkbox"/> County Aid	<input type="checkbox"/> Discretionary Aid Bikeway
	<input checked="" type="checkbox"/> Municipal Aid	<input type="checkbox"/> Safe Streets to Schools
	<input type="checkbox"/> Centers of Place	<input type="checkbox"/> Bridge Bond Act
	<input type="checkbox"/> Other (Specify)	

Sponsor Priority No. 1

BE IT RESOLVED, that application is hereby made to the Commissioner of Transportation for an allotment of aid for the improvement of:

Grand Avenue Reconstruction

From:

To:

In the municipality of Washington Borough County of Warren.

State of New Jersey for a distance of 0.32 miles or such portion thereof as may be approved by the Commissioner of Transportation. The total cost estimate for this improvement is \$846,615.00. The Sponsor requests \$150,000.00 in State funds and anticipates contributing \$696,615.00, AND BE IT RESOLVED, that any aid received as a result of this application will only be used for the eligible costs for the project.

Scope of Work: Roadway Reconstruction

RESOLUTION 151-2006
NEW JERSEY DEPARTMENT OF TRANSPORTATION RESOLUTION,
APPLICATION, AND AGREEMENT FOR STATE AID TO COUNTIES AND
MUNICIPALITIES.

Name of Sponsor: Borough of Washington

Mailing Address: 100 Belvidere Avenue
Washington, NJ 07882

Email: borowash@comcast.net

Federal Tax ID: 22-600-2375

Program:	<input type="checkbox"/> County Aid	<input type="checkbox"/> Discretionary Aid Bikeway
	<input checked="" type="checkbox"/> Municipal Aid	<input type="checkbox"/> Safe Streets to Schools
	<input type="checkbox"/> Centers of Place	<input type="checkbox"/> Bridge Bond Act
	<input type="checkbox"/> Other (Specify)	

Sponsor Priority No. 1

BE IT RESOLVED, that application is hereby made to the Commissioner of Transportation for an allotment of aid for the improvement of:

North Lincoln Avenue Reconstruction

From: NJSH ROUTE 57

To: Johnston St

In the municipality of Washington Borough County of Warren.

State of New Jersey for a distance of 0.16 miles or such portion thereof as may be approved by the Commissioner of Transportation. The total cost estimate for this improvement is \$398,622.00. The Sponsor requests \$150,000.00 in State funds and anticipates contributing \$248,622.00, AND BE IT RESOLVED, that any aid received as a result of this application will only be used for the eligible costs for the project.

Scope of Work: Roadway Reconstruction

Roll Call: Woykowski, Turner, Glaser, Oakley, and Van Deursen.

Ayes: 5, Nays: 0
Motion Carried

League of Municipalities Article on E-mails.

Manager Sheola directed the council's attention to a recent article in the League of Municipalities magazine regarding councils' use of e-mails.

Announcement of Additional \$10,000 Smart Future's Grant.

Manager Sheola announced that in addition to the original \$55,000.00 Smart Future's Grant, the Borough has received an additional \$10,000.00 Smart Future's Grant from the State of New Jersey.

Discussion of Administrative Code Article II: 3-12; 3-13; 3-15.

Councilwoman Woykowski expressed concerns with the sections of the Administrative Code pertaining to the preparation of Borough Meetings. A discussion was held on Chapter 3 Article II Section 3-12, 3-13, 3-15 of the Code of the Borough of Washington.

Councilwoman Woykowski stated that it was the situation at the last meeting that prompted her to place this topic on the agenda. If the codebook had been followed, the council would have had plenty of time to review Ordinance #13-2006.

Additionally, we have never opened bids at a council meeting. Section 3-12 of the codebook states that bids should be opened at council meetings.

Attorney Cushing explained that historically bid openings are done during the day and the Borough Manager or the Borough Engineer will give a synopsis of the proceedings to council.

Councilwoman Woykowski also stated that another concern she has is regarding the council meeting agenda. The agenda should be done under the direction of the Borough Manager. Only the Mayor, Council, and Borough Manager should give items to the Borough Clerk to be placed on the agenda.

Manager Sheola stated the deadline for submitting items for the agenda should be changed from 12:00 p.m. on Friday to 12:00 p.m. on Thursday.

Councilwoman Glaser said that she personally has no objection having the Municipal Attorney or the Borough Engineer placing items on the agenda.

Attorney Cushing explained that there are times when emergencies do arise. Councilwoman Glaser stated that she understood however, council needed to be kept in the loop on emergencies.

Mayor Van Deursen stated that all emergency agenda items are approved by the Mayor and that she always discusses the situation prior to placing the item on the agenda. Councilwoman Woykowski suggested a change in language in paragraph 3-12 of the Borough Code to *approval of the Mayor* to *approval of the Mayor and Council*. The council concurred.

Councilwoman Oakley stated that she understood Councilwoman Woykowski's concerns however; she would like to review the code before making a decision on changing the code, especially given the late hour.

Councilwoman Glaser asked the Borough Clerk to place this item on the agenda for the July 5, 2006 meeting under old business.

RECAP

Manager Sheola stated that Attorney Cushing was going to revise the times in Ordinance #15-2006 and rescind the loitering section of the Ordinance.

COUNCIL REMARKS:

Mayor Van Deursen polled Council for their remarks.

Councilwoman Glaser requested that the Borough Manager review the Innovations in American Government Grant.

Councilman Turner thanked Mayor Van Deursen for allowing him to chair the meeting.

Councilwoman Woykowski informed council that there is a new posting on the League of Municipalities website entitled, "Creative Ways for Funding."

Mayor Van Deursen said that she would like a letter to go to the recreation department telling them that they are doing a wonderful job with the maintenance and upkeep of the Borough Pool. Mayor Van Deursen also stated that this was Linda Hendershot's last council meeting as Borough Clerk and thanked Linda for 38 years of service to the borough.

Linda Hendershot thanked everyone for the beautiful flowers and told everyone that working for the Borough of Washington has been an interesting, rewarding, and wonderful experience.

Councilwoman Oakley wished everyone a happy belated Father's Day and commended Deputy Mayor Turner for a good job chairing the meeting. She also stated that she was very pleased with the presentations by the department heads.

Executive Session

It was moved by Oakley, seconded by Glaser that Council go into Executive Session to discuss matters of litigation.

Roll Call: Oakley, Glaser, Turner, Van Deursen, and Woykowski.

Ayes: 5, Nays: 0.
Motion carried.

It was moved by Glaser, seconded by Turner that Council go out of Executive Session and back into open session at 11:40 PM.

Ayes: 5, Nays: 0.
Motion carried.

Hearing no further business to come before the governing body, it was moved by Glaser, seconded by Oakley that the meeting be adjourned.

Marianne Van Deursen, Mayor

Linda L. Hendershot, RMC/CMC
Borough Clerk

